



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

KIM *et al.*

Appl. No.: 10/646,145

Filed: August 22, 2003

For: **Composition Comprising the
Extract of Actinidia arguta and
Related Species for the Prevention
and Treatment of Allergic Disease
and Non-allergic Inflammatory
Disease**

Confirmation No.: 8727

Art Unit: 1617

Examiner: SOROUSH, Layla

Atty. Docket: 2540.0020001/TJS/M-N

**Third Supplemental Information Disclosure Statement
under 37 C.F.R. § 1.97(b)**

Mail Stop R.C.E.

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Listed on accompanying IDS Forms are documents that may be considered material to the patentability of this application as defined in 37 C.F.R. §1.56, and in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.97 and 1.98. The material presented on this Third Supplemental Information Disclosure Statement is a continuation of the material in Applicants' Second Supplemental Information Disclosure Statement filed on November 15, 2006 in connection with the above-captioned application.

Copies of documents **FP1** to **FP6** and **NPL1** to **NPL7** are provided. However, a copy of U.S. patent document **US1**, cited on the attached Form PTO/SB/08A, is not submitted in accordance with 37 C.F.R. § 1.98(a)(2).

In accordance with 37 C.F.R. § 1.98(a)(3), Applicants' undersigned representative submits the following discussions of relevance concerning the foreign language documents **FP1** to **FP7** and **NPL1**:

Document **FP1**, JP 62-146581 A, is in the Japanese language. An unverified English language abstract of document FP1 is attached as document **NPL2**;

Document **FP2**, JP 02-202808 A, is in the Japanese language. An unverified English language abstract of document FP2 is attached as document **NPL3**;

Document **FP3**, JP 07-061915 A, is in the Japanese language. An unverified English language abstract of document FP3 is attached as document **NPL4**;

Document **FP4**, RU 2 112 524 C1, is in the Russian language. An unverified English language abstract of document FP4 is attached as document **NPL5**;

Document **FP5**, DE 197 58 090 A1, is in the German language. An unverified English language abstract of document FP5 is attached as document **NPL6**;

Document **FP6**, JP 2002-145754 A, is in the Japanese language. An unverified English language abstract of document FP6 is attached as document **NPL7**; and

Document **NPL1**, Whang, J.I., *et al.*, is in the Korean language. An unverified English language abstract of document NPL1 is located on the facepage of this document.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached IDS Forms based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

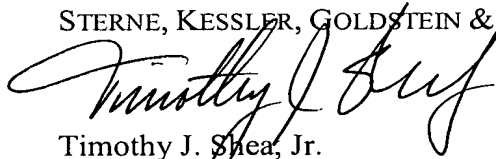
This Information Disclosure Statement is being before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No statement or fee is required.

It is respectfully requested that the Examiner initial and return a copy of the enclosed IDS Forms, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

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